

DUANE A. FRANDSEN
ATTORNEY AT LAW
PRICE, UTAH

April 15, 1949

Utah State Engineer
State Capitol
Salt Lake City, Utah

ATTENTION: Mr. Morgan

Dear Mr. Morgan:

This letter is written in behalf of the Price River Water Conservation District of Price, Utah, whom I represent. Their check for \$512.11 is enclosed for a claimed delinquency against the district for the distribution of water during 1947. Whether or not the district should have been assessed for 1947 is in dispute.

The district is paying this claimed delinquency with the understanding that the Price River Water Conservation District will not be assessed in the future for distribution of water from the Price river distribution system.

Yours very truly,

Duane A. Frandsen

DUANE A. FRANDSEN

DAF:en

Encl.

Mr. Gibson: If I accept this check, and issue a state engineer official receipt for it, is the state engineer to be held to the provisions recited in the letter of transmittal. I talked with this attorney when he called here a few weeks ago; explained the full circumstances; he well understood the facts, and said the bill would be paid. We cannot literally agree to the proviso, because in the event of failure of canal or user to pay, we will hold the conservation district responsible for the assessment. See Par. 3, Clyde's letter to the Dist. 3-4-1948. KM 5-6-1949.

